

Express Mail No. EV 130049084 US

9D-HR-19109
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant: Masker et al. : Art Unit:
Serial No.: 09/480,345 : Examiner:
Filed: January 10, 2000 :
For: SPILLPROOF REFRIGERATOR SHELF :

PETITION TO REVIVE PATENT APPLICATION FOR UNINTENTIONAL FAILURE TO RESPOND TO NOTICE OF MISSING PARTS (37 C.F.R. § 1.137(b))

Box DAC
Hon. Commissioner for Patents
Washington, D.C. 20231

Pursuant to 37 C.F.R. § 1.137(b), this is a petition for revival of an unintentionally abandoned application. Particularly, a Notice To File Missing Parts Of Application was mailed by the U.S. Patent and Trademark Office (USPTO) on February 22, 2000, in the above-referenced patent application. The response to missing parts was due on April 22, 2000. A Notice of Abandonment has not been received.

- The following authorizations and statements are provided in accordance with 37 C.F.R. 1.137(b):
- (1) Authorization to charge the late filing fee to a deposit account is set forth below in Paragraph (4).
 - (2) Authorization to charge the petition fee (37 C.F.R. 1.17(m)) is set forth below in Paragraph (4).
 - (3) The entire delay in the filing of the required reply from the due date for the reply until the filing of this petition was unintentional.

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OFFICE OF PETITIONS

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(4) Fees:

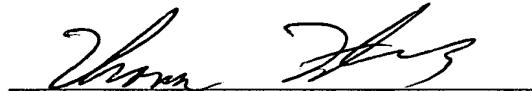
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|----|---|--------------------|
| a. | Late Filing Fee Surcharge (37 C.F.R. 1.16(e)) | \$ 130.00 |
| b. | Petition Fee (37 C.F.R. 1.17(m)) | <u>\$ 1,280.00</u> |
| c. | TOTAL FEES DUE: | <u>\$ 1,410.00</u> |

The Commissioner is hereby authorized to charge payment of the total fees due in the amount of \$1,410.00, any deficiencies in the enclosed fees, or credit any overpayment, to Deposit Account No. 01-2384. A *duplicate copy of this petition is enclosed*.

- (5) Enclosed is a copy of the NOTICE TO FILE MISSING PARTS OF APPLICATION.
- (6) Enclosed is a signed declaration of David Wayne Masker.
- (7) Enclosed is a signed declaration of Richard Anthony Stich.
- (8) Enclosed is a signed declaration of Milton Edward Rickert.
- (9) Enclosed is a signed declaration of Richard Alan Dillingham and Lisa Carol Steelsmith.
- (10) Enclosed is a signed declaration of Ellen Buell Throdahl.

As set forth above, the entire delay in the filing of the required reply from the due date for the reply until the filing of this petition was unintentional. Therefore, Applicants respectfully request that the subject application be revived.

Respectfully Submitted,



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